

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Mark Shu et al.

Examiner: Alvin J. Stewart

Serial No.: 10/792,186

Group Art Unit: 3738

Filed: March 3, 2004

Docket: M190.148.101 / P0011480.00

**Due Date: February 16, 2008**

Title: SUTURE LOCKING ASSEMBLY AND METHOD OF USE

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**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated November 16, 2007, rejecting claims 1-31, 51-55, 57, and 58.

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136(a) apply.

☐ (a) Applicant petitions for an Extension of Time under 37 C.F.R. §1.136 (fees 37 C.F.R. 1.17(a)(1)-1.17(a)(5) for the total number of months checked below:

☐  
one month  
(\$120.00)

☐  
two months  
(\$450.00)

☐  
three  
months  
(\$1,020.00)

☐  
four months  
(\$1,595.00)

☐  
The extension fee has  
already been filed in this  
application.

☒ (b) Applicant believes that no Extension of Time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a Petition and fee for Extension of Time.

Please charge Deposit Account No. 50-0471 in the amount of **\$510.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-0471 pursuant to 37 C.F.R. 1.25.

The Examiner is invited to contact the Applicant's representative at the below-listed telephone numbers to facilitate prosecution of this application.

**Notice of Appeal**

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Any inquiry regarding this Response should be directed to Timothy A. Czaja at Telephone No. (612) 573-2004, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

**Dicke, Billig & Czaja, PLLC**

Attn: MD Matters

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100 South Fifth Street

Minneapolis, MN 55402

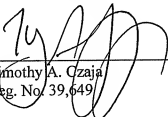
Customer No. 63496

Respectfully submitted,

Mark Shu et al.,

By their attorneys,

Date: February 19, 2008  
TAC:jms

  
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Timothy A. Czaja  
Reg. No. 39,649